

UNITED STATES DISTRICT COURT
 for the
Eastern District of Washington

FILED IN THE
 U.S. DISTRICT COURT
 EASTERN DISTRICT OF WASHINGTON

Sep 23, 2024

SEAN F. McAVOY, CLERK

TOMMY F.,

Plaintiff

v.

MARTIN O'MALLEY,
 COMMISSIONER OF SOCIAL SECURITY,

Defendant

Civil Action No. 1:23-cv-03084-RHW

JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

the plaintiff (*name*) _____ recover from the defendant (*name*) _____ the amount of _____ dollars (\$ _____), which includes prejudgment interest at the rate of _____ %, plus post judgment interest at the rate of _____ % per annum, along with costs.

the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) _____ recover costs from the plaintiff (*name*) _____.

other: The Report and Recommendation, ECF No. 14, is ADOPTED in itsentirety. Plaintiff's Motion for Summary Judgment, ECF No. 9, is GRANTED. The Commissioner's decision is REVERSED and this matter is REMANDED for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). Defendant's Motion for Summary Judgment, ECF No. 11, is DENIED. Pursuant to the Order filed at ECF No. 15, Judgment is entered in favor or Plaintiff.

This action was (*check one*):

tried by a jury with Judge _____ presiding, and the jury has rendered a verdict.

tried by Judge _____ without a jury and the above decision was reached.

decided by Judge _____ Robert H. Whaley _____.

Date: 9/23/2024

CLERK OF COURT

SEAN F. McAVOY

s/ Ruby Mendoza

(By) Deputy Clerk

Ruby Mendoza